

## Message Text

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60

ACTION ARA-10

INFO OCT-01 ISO-00 L-03 EB-07 /021 W

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R 141928Z APR 76

FM AMEMBASSY SANTO DOMINGO

TO USDOC WASHDC

INFO SECSTATE WASHDC 6671

UNCLAS SANTO DOMINGO 1683

FOLLOWING TEL SENT ACTION SECSTATE WASHDC APRIL 9 REPEATED  
FOR YOUR INFO:

QUOTE

UNCLAS SANTO DOMINGO 1683

FOR: ARH/CAR/DR: DANIEL STRASSER

E.O. 11652: N/A

TAGS: BDIS, DR

SUBJECT: INSURANCE: ALL IMPORTS TO THE DR MUST HAVE INSURANCE  
ISSUED BY DOMINICAN BASED INSURANCE COMPANIES.

REF: STRASSER/LARA TELECON APRIL 6, 1976

1. LAW 126 PROMULGATED ON MAY 22, 1971, REQUIRED  
THAT ALL COMMERCIAL ACTIVITIES BE INSURED BY DOMI-  
NICAN BASED FIRMS. IT, HOWEVER, DID NOT ESTABLISH  
A MECHANISM FOR CONTROL AND ENFORCEMENT. AS A CON-  
SEQUENCE THE LAW WAS NOT ENFORCEABLE.
2. LAW 280 PROMUGATED ON DECEMBER 23, 1975, AMENDED  
LAW 126 AND ESTABLISHED A MECAHNISM FOR CONTROL AND  
ENFORCEMENT. THE ADDITION OF PARAGRAPH V TO ARTICLE  
4 OF LAW 126 REQUIRES THAT THE DIRECTORATE GENERAL OF  
CUSTOMS DEMAND A CERTIFIED CERTIFICATE OF DOMINICAN  
MARITIME INSURANCE.

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3. THE DIRECTOR GENERAL OF CUSTOMS HAS BEEN REQUIR-  
ING PROOF ON ALL SHIPMENTS AND THIS HAS CAUSED PROB-  
LEMS. COMPANIES RECEIVING SHIPMENTS COVERED BY IN-  
SURANCE OTHER THAN DOMINICAN HAVE HAD TO PURCHASE

INSURANCE LOCALLY INCURRING THE ADDITIONAL EXPENSE.  
LEGAL PROBLEMS HAVE ARISEN REGARDING WHETHER A CLAIM  
WILL BE PAID IN PESOS OR DOLLARS (US\$1.00 EQUALS DR\$1.20 PLUS  
ON THE PARALLEL MARKET).  
ALSO, SOME DOMINICAN INSURANCE FIRMS ISSUE POLICIES  
WHICH ARE NOT SIMILAR TO THAT OF US FIRMS AND IT IS  
DIFFICULT TO DETERMINE WHICH PARTY SUFFERED THE  
LOSS WHEN A LOSS OCCURS.

4. THE FREE TRADE ZONES HAVE ALSO BEEN AFFECTED SINCE  
THE LAW DOES NOT SPECIFICALLY EXCLUDE THEM FROM THE  
PROVISIONS OF THE LAW. SOME COMPANIES LOCATED IN THE  
FREE TRADE ZONES HAVE PETITIONED THE DIRECTOR OF GENERAL  
OF CUSTOMS FOR EXEMPTION.

5. UNOFFICIAL TRANSLATION OF LAW 280 IS BEING POUCHED.  
U.S. INSURANCE FIRM DOMICILED IN THE DOMINICAN REPUBLIC  
IS: AMERICAN INTERNATIONAL UNDERWRITERS (SANTO DOMINGO),  
S.A. - AVE. INDEPENDENCIA NO. 16. TEL 688-6621, JOSEPH COKER,  
MANAGER.  
HURWITCH

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## Message Attributes

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**Concepts:** n/a  
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**TAGS:** BDIS, DR  
**To:** USDOC INFO STATE  
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